# CLASSIFICATION OFFICE DECISION

| | |
|---|---|
| **Title of publication:** | 1545194491206.jpg |
| **Other known title(s):** | Not stated |
| **OFLC ref:** | 1900532.000 |
| **Medium:** | Image File |
| **Publisher:** | Not stated |
| **Country of origin:** | Aotearoa New Zealand |
| **Language:** | Not applicable |
| **Applicant:** | The District Court at Dunedin |
| **Classification:** | Objectionable except if the availability of the publication is restricted to persons who have attained the age of 16 years. |
| **Descriptive note:** | None |
| **Display conditions:** | None |
| **Date of entry in Register:** | 11 October 2019 |
| **Date of direction to issue a label:** | No direction to issue a label has been issued |
| **Date of notice of decision:** | No notice of decision has been issued |

**Summary of reasons for decision:**

The image is a selfie of a man displaying his genitalia. The unrestricted availability of the publication is likely to be injurious to the public good. There is a general consensus across many countries that exposure to sexualised nudity is harmful to children and younger teens, particularly in the selfie format which may have an encouraging effect on younger people. However, the image does not depict sexual activity so a restriction to adults is unwarranted. The publication is therefore restricted those aged 16 years or older as this audience is likely to have the maturity and experience to recognise the potential consequences of producing and distributing such images. While this restriction limits the right to freedom of expression provided by the New Zealand Bill of Rights Act 1990, it is the lowest reasonable limitation on that right in order to prevent injury to the public good.